

47. (New) The method of claim 36 wherein an adhesive element is added to the separated portions of fetal tissue.

48. (New) The method of claim 47 wherein the adhesive element is blood or fibrin.

49. (New) The method of claim 36 further comprising the step of adding the separated portions of fetal tissue to a biodegradable material.

50. (New) The method of claim 36 further comprising the step of adding the cells to a polymer.

51. (New) The method of claim 36 further comprising the step of sealing the cells in the second human body.

52. (New) The method of claim 36 wherein at least one of the steps of cutting and implanting is performed under x-ray guidance.

53. (New) The method of claim 36 wherein at least one of the steps of cutting and implanting is performed through a cannula.

54. (New) The method of claim 36 wherein at least one of the steps of cutting and implanting is performed under endoscopic, arthroscopic, or fiber optic guidance.

55. (New) The method of claim 36 wherein the cells are formed into an implant prior to implantation.

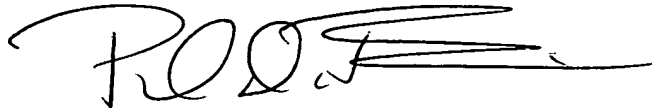
REMARKS

Applicant has elected Group II. Also, Applicant respectfully submits new claims 38-55, drawn to Group II.

In light of the foregoing remarks, this application is now in condition for an examination

on the merits, and early action is respectfully requested. If any questions remain regarding this response or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned. Please charge any required fee (or credit any overpayments of fees) to the Deposit Account of the undersigned, Account No. 500601 (Docket no. 780-A02-014-7).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'P. D. Bianco', with a long horizontal flourish extending to the right.

Paul D. Bianco, Reg. # 43,500

Enclosures

Customer Number: 33771

Paul D. Bianco

FLEIT KAIN GIBBONS GUTMAN & BONGINI

601 Brickell Key Drive, Suite 404

Miami, Florida 33131

Tel: 305-931-9620; Fax: 305-931-9627

e-mail: pbianco@focusonip.com

Marked-Up Copy of the Amended Claims

The identified claims were amended as follows, with additions underlined and deletions bracketed:

36. (Amended) A method of using body tissue, said method comprising the steps of removing fetal tissue from a first human body by cutting fetal tissue to separate portions of the fetal tissue from other portions of the [fist] first human body and moving the separated portions of fetal tissue along a passage under the influence of suction, and implanting the separated portions of fetal tissue [ina] in a second human body.

37. (Amended) [A] The method [as set forth in] of claim 36 wherein [said step of removing] the fetal tissue is [performed] removed percutaneously.